

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 07 2004

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed MAY 07 2004

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The applicant **TNT Farms, LLC** hereby makes application for permission to change the **place of use** of water heretofore appropriated under **Permit 17154 Certificate 5940**

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1. The source of water is **underground**
2. The amount of water to be changed **3.19 cfs**
3. The water to be used for **irrigation**
4. The water heretofore permitted for **irrigation**
5. The water is to be diverted at the following point **within the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 25, T.35N., R.37E., MDB&M or at a point from which the N $\frac{1}{4}$  corner of said Section 25 bears N 40°41'50"E a distance of 165.00 feet**
6. The existing permitted point of diversion is located within **unchanged**
7. Proposed place of use **30.00 acres in the NW $\frac{1}{4}$  NW $\frac{1}{4}$ ; 30.00 acres in the NE $\frac{1}{4}$  NW $\frac{1}{4}$ ; 30.00 acres in the SW $\frac{1}{4}$  NW $\frac{1}{4}$ ; 30.00 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$ ; 30.61 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ ; 30.61 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$ ; 30.00 acres in the SW $\frac{1}{4}$  SW $\frac{1}{4}$  and 30.00 acres in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , all in Section 25; and 46.36 acres within the SW $\frac{1}{4}$  of Section 24, T.35N., R.37E., MDB&M-287.58 acres**
8. Existing place of use **38.99 acres in the NE $\frac{1}{4}$  NW $\frac{1}{4}$ ; 40.00 acres in the NW $\frac{1}{4}$  NW $\frac{1}{4}$ ; 40.00 acres in the SW $\frac{1}{4}$  NW $\frac{1}{4}$ ; 37.05 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$ ; 40.00 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ ; 39.34 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$ ; 40.00 acres in the SW $\frac{1}{4}$  SW $\frac{1}{4}$ ; and 12.20 acres in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , all in Section 25, T.35N., R.37E., MDB&M**
9. Use will be from **March 1 to November 15** of each year.
10. Use was permitted from **March 1 to November 15** of each year.
11. Description of proposed works **drilled well, pipeline, and circular sprinkler**
12. Estimated cost of works **\$35,000±**
13. Estimated time required to construct works **Well is complete; see Permit 17154 Certificate 5940**
14. Estimated time required to complete the application of water to beneficial use **2 years**
15. Remarks:

Desert Mountain Surveying as agent  
By **John H. Milton III, PLS, SWRS**  
s/ **John H. Milton III**  
**146 West Second Street**  
**Winnemucca, NV 89445**

Compared sc/gkl ll/ gkl  
Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use of the waters of an underground source as heretofore granted under Permit 17154, Certificate 5940, is issued subject to the terms and conditions imposed in said Permit 17154, Certificate 5940, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permit 17492, Certificate 5939; and Temporary Permits 71184T and 71185T shall not exceed 2534.62 acre-feet.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on May 25, 2007 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.173 cubic feet per second, but not to exceed 1144.22 acre-feet per season, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A - Temporary

Proof of completion of work shall be filed on or before:

N/A - Temporary

Water must be placed to beneficial use on or before:

N/A - Temporary

Proof of the application of water to beneficial use shall be filed on or before:

N/A - Temporary

Map in support of proof of beneficial use shall be filed on or before:

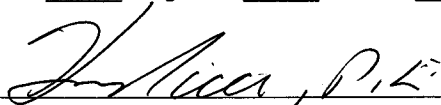
N/A - Temporary

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 26th day of May, A.D. 2006

  
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State Engineer